

Cri Appeal No.66/2016

(CNR- MHSI010005852016)

ORDER BELOW EXH.26 (IA-1/2018)

1/ This application is filed Respondent No.3 who is original accused in RCC No.59/2012 for bail.

2/ Heard Ld. Advocate Shri. A. A. Shaikh for applicant/Respondent.

3/ It appears that, after service of summons of this Appeal against acquittal, present Respondent/accused failed to appear before this Court and, therefore, this Court issued NBW against him by order below Exh.10. Today applicant/Respondent No.3 arrested in execution of NBW and produced before this Court and, therefore, by this application, Respondent No.3 prayed for bail.

4/ It is submitted by Ld. Advocate Shri. Shaikh for accused No.3 that accused is a poor person and due to the misunderstanding, he did not appear before this Court. He further submits that, present accused is acquitted by Trial Court and now he is respondent in this appeal. He further submits that the respondent is also do not have a single pie to spend to engage Advocate. He filed the Vakalatnama to provide him legal aid as a charity. He is also unable to pay any fine amount, if any imposed.

He further submits that, the respondent will remain present for hearing of this appeal, he prayed for bail.

5/ Considering reasons stated in application and submission, I am of the view, in the interest of justice, this application needs to be allowed. Hence, I pass the following order:-

: **ORDER** :

1. The application is allowed.
2. Respondent No.3 Pravin Prakash Rawool be released on bail on executing P.R. bond of Rs.15,000/- with surety in like amount each.

Sd/-

Sindhudurg
Dt.:-11/12/2018

(P. R. Kadam)
Addl. Sessions Judge,
Sindhudurg-Oros.